

The Commission may in such decision redraft the issues urged by the protestant in accordance with the facts or substantive matters alleged in the protest, and may also specify in such decision that the application be set for hearing upon such further issues as it may prescribe, as well as whether it is adopting as its own any of the issues resulting from the matters specified in the protest. In any hearing subsequently held upon such application issues specified by the Commission upon its own initiative or adopted by it shall be tried in the same manner provided in subsection (b) hereof, but with respect to issues resulting from facts set forth in the protest and not adopted or specified by the Commission, on its own motion, both the burden of proceeding with the introduction of evidence and the burden of proof shall be upon the protestant. The hearing and determination of cases arising under this subsection shall be expedited by the Commission and pending hearing and decision the effective date of the Commission's action to which protest is made shall be postponed to the effective date of the Commission's decision after hearing, unless the authorization involved is necessary to the maintenance or conduct of an existing service, or unless the Commission affirmatively finds for reasons set forth in the decision that the public interest requires that the grant remain in effect, in which event the Commission shall authorize the applicant to utilize the facilities or authorization in question pending the Commission's decision after hearing."

Approved January 20, 1956.

Public Law 392

CHAPTER 2

AN ACT

January 25, 1956
[H. R. 1768]

For the relief of the Jefferson and Plaquemines Drainage District and certain persons whose properties abut on the Federal Government's right-of-way for Harvey Canal in Louisiana.

Jefferson and
Plaquemines
Drainage Dis-
trict, La.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That jurisdiction is hereby conferred on the United States District Court for the Eastern District of Louisiana, New Orleans Division, to hear, determine, and render judgment fixing the boundary between the east right-of-way line for Harvey Canal (a segment of the Intracoastal Canal in Louisiana), south of the eighty-arpent line, and the abutting properties and the easement, servitude and right of use for levee purposes adjacent to said right-of-way line, claimed by the Jefferson and Plaquemines Drainage District, and which said right-of-way was conveyed to the United States by act of sale from Harvey Canal Land and Improvement Company on March 10, 1924, and registered in the records of the parish of Jefferson, State of Louisiana, on March 10, 1924, in conveyance book 61, folio 443. In the determination of such matter all defenses of the United States based upon laches, lapses of time, statutes of limitation, prescriptive periods, and estoppel arising out of the issuance of permits for any activities or constructions along said Harvey Canal, are hereby waived.

SEC. 2. Such suit may be instituted at any time within one year after the enactment of this Act by Jefferson and Plaquemines Drainage District or any of said abutting property owners, and any of said other parties may join or intervene in such action. Nothing in this Act shall be construed as an inference of liability on the part of the United States.

SEC. 3. No monetary benefits or claims against the United States shall accrue as a result of the determination of the said boundary under this Act.

Approved January 25, 1956.

Public Law 393

CHAPTER 12

AN ACT

To amend section 6 of the Act of August 30, 1890, as amended, and section 2 of the Act of February 2, 1903, as amended.

January 28, 1956
[S. 1166]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 6 of the Act of August 30, 1890 (26 Stat. 414, 416; 21 U. S. C. 104), "An Act providing for an inspection of meats for exportation, prohibiting the importation of adulterated articles of food or drink, and authorizing the President to make proclamation in certain cases, and for other purposes", as amended, is further amended by deleting the words "and the admission into the Virgin Islands" immediately following the word "Texas" in the first sentence of such section; deleting the period at the end of such sentence; and adding the following clause after the word "therefrom" in such sentence: ", and the admission from the British Virgin Islands into the Virgin Islands of the United States, for slaughter only, of cattle which have been infested with or exposed to ticks upon being freed therefrom."

Virgin Islands.
Admission of
cattle and poultry.

68 Stat. 510.

SEC. 2. That section 2 of the Act of February 2, 1903 (32 Stat. 791, 792; 21 U. S. C. 111), "An Act to enable the Secretary of Agriculture to more effectually suppress and prevent the spread of contagious and infectious diseases of livestock, and for other purposes", as amended, is further amended by deleting the proviso reading: "Provided, That no such regulations or measures shall pertain to the introduction of live poultry into the Virgin Islands of the United States".

68 Stat. 510.

Approved January 28, 1956.

Public Law 394

CHAPTER 13

AN ACT

To authorize the Secretary of the Interior to execute a repayment contract with the Yuma Mesa Irrigation and Drainage District, Gila project, Arizona, and for other purposes.

January 28, 1956
[S. 1689]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is authorized to execute a contract with the Yuma Mesa Irrigation and Drainage District, Gila project, Arizona, on such terms and conditions as the Secretary deems appropriate, which shall provide, among other things, for repayment by the District to the United States over a period of not exceeding sixty years from the end of the development period for each irrigation block established by the Secretary for lands situate within said district of (1) an average of \$200 per acre for lands in said district for which irrigation facilities have been constructed, to be allocated as determined to be appropriate by the Secretary among the twelve thousand twenty-three and six-tenths acres of class 2 lands and the seven thousand nine hundred forty-six and four-tenths acres of class 3 lands in the district, as classified in the Bureau of Reclamation report titled

Yuma Mesa Irrigation District,
Ariz.
Repayment contract.